

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
  
BEFORE THE ADMINISTRATOR

In the Matter of	)	Docket No. TSCA-V-C-87-93.
	)	Judge Lotis
Marion Steel Company (The)	)	
	)	
Respondent	)	

AFFIDAVIT OF CHARLOTTE E. HAMMAR

The affiant, CHARLOTTE E. HAMMAR, being duly sworn, states as follows:

1. My name is CHARLOTTE E. HAMMAR.
2. I am competent to testify at any hearing for this civil administrative action.
3. In 1986 I received a Bachelor of Science Degree in Natural Resources Development from Ohio State University.
4. In 1988 I became an Environmental Specialist with the Ohio Environmental Protection Agency.
5. In June of 1989 I was trained by U.S. EPA and Ohio EPA to inspect facilities to determine their compliance with the Toxic Substances Control Act, 15 U.S.C. §§ 2601 et seq., ("the Act"), and the PCB regulations at 40 C.F.R. Part 761, ("the regulations").
6. In October of 1989 I received a refresher course.
7. The responsibilities of my position included, among other things, inspecting facilities to determine their compliance with the Act and the regulations.

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EXHIBIT 2

8. I performed inspections for more than four years and I inspected at least 220 facilities to determine their compliance with the Act and the regulations.

9. I assisted in the inspection of an additional 75 facilities.

10. On November 30, 1992, and December 1, 1992, I inspected the Marion Steel Company, Marion, Ohio, ("the facility"), pursuant to Section 11 of the Act, 15 U.S.C. § 2610, and the regulations, to determine its compliance with the Act and the regulations.

11. The facility was using six (6) PCB Transformers.

12. The facility had not developed and maintained annual records and the written annual document log of the disposition of its PCBs and PCB items for calendar years 1991, 1990, 1989, 1988, 1987, 1986, 1985, 1984, and 1983.

13. The facility did have a document entitled "Capacitors" and a document entitled "Disposal and Monitoring Report."

14. However, these documents failed to identify:

- a. The facility's address;
- b. The facility's U.S. EPA ID Number;
- c. The calendar year the documents covered;
- d. The facility's PCB Transformer #6 as a PCB Transformer;
- e. The facility's quarterly inspections of PCB Transformer #6;
- f. The facility's PCB capacitors;
- g. The facility's kilograms of PCBs;

- h. The facility's unique I.D. Numbers for its PCB containers;
- i. The facility's disposal of its PCB containers;
- j. The facility's unique I.D. Numbers for its PCB manifests;
- k. The total weight, in kilograms, of the facility's PCB Transformers remaining in service at the end of each calendar year;
- l. The facility's total number of PCB capacitors in service at the end of the calendar year.
- m. The total weight, in kilograms, of the facility's PCB articles remaining in service at the end of each calendar year.

15. The facility was storing a combustible material, specifically a cardboard box, within five meters of an unenclosed PCB Transformer, specifically a G.E. Pyranol PCB Transformer, serial number SN H887303.

16. Today I hold the same position with the Ohio Environmental Protection Agency.

17. I certify that the above statements are true and accurate to the best of my recollection.

FURTHER AFFIANT SAYETH NOT.



CHARLOTTE E. HAMMAR  
Division of Drinking and  
Ground Water  
Ohio Environmental Protection  
Agency  
2110 East Aurora Road  
Twinsburg, Ohio 44187.

County of Summit       )  
                              ) ss.  
State of Ohio            )

The undersigned, a notary public in and for the above county and state, certifies that **CHARLOTTE E. HAMMAR**, known to me to be the same person whose name is subscribed as affiant for the foregoing **AFFIDAVIT**, appeared before me in person and acknowledged signing and delivering the instrument as her free and voluntary act.

Dated: October 4, 1994 (SEAL)

William E. Black  
Notary Public

My commission expires 10/30/98.

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